(3)

C.S. 1002

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition No. 1666 / 2004

PETITIONER : Ram Lakhan Singh,
S/o Shri Dashrath Singh,
aged about 52 years,
Working as Head Master at
Govt. Higher Secondary School
Dharampura, District-Baster,
R/o Ambedkar Ward, Near Ayyappa
Temple, Jagdalpur, Baster (C.G.)

- Versus-

RESPONDENTS : 1. State of Chhattisgarh,
Through Secretary, Department of
Tribal Welfare, Mantralaya, Shastri
Chowk, Raipur (C.G.).

2. Commissioner,
Aadimjati Tatha Anusuchint Jati
Vikas, Raipur C.G.).

3. Principal,
Govt. Higher Secondary School,
Dharampura, Jagdalpur, Baster (C.G.).

4. Smt. N. Fero,
Aged Not known,
W/o Not known,
Working as Head Master in the
Govt. Higher Secondary School,
Dharampura, Jagdalpur, Baster (C.G.).

W.P. No. 1618/04 Presented on dated 16-6-04 L.T. Mandi

RECEIVED COPY 16.6. Clerk to A. G. Bilaspur

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF A WRIT OF CERTIORARI, MANDAMUS OR ANY OTHER WRIT OR DIRECTION TO DO JUSTICE IN THE MATTER.

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P.No. 1666/04 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
30.11.2004	Shri Vinay Pandey, Adv. for the petitioner. Shri Satish Gupta, Dy. Govt. Advocate for the State. Application for urgent hearing is allowed. Heard on application I.A. No. 8748/2004 for taking additional on record. The application is allowed. Documents are taken on record. Counsel for the petitioner submits that the matter relates to transfer of the petitioner. It is submitted that by the impugned order Annexure P-8, he has been transferred from Govt. High School, Dharampura to Middle School, Podaguda. He also submits that the petitioner had made a representation as per Annexure P-9, but the same has not been decided. He further submits that for the present the petitioner may be given an opportunity of filing the detailed representation before the competent authority of the respondents, which shall be considered on its own merits in accordance with law. Having considered and without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the petitioner to make a detailed representation raising his grievances before the competent authority of the respondents along with a copy of the petition and this order, within 15 days, and on such representation being filed, the competent authority of the respondents shall decide the same on its own merits in accordance with law as early as possible preferably within two months from the date of receipt of the representation. Learned counsel or the petitioner submits that the petitioner has not been relieved. He prays that the petitioner may be allowed to continue. It is directed that if the petitioner has not been relieved and other person has not joined in place of petitioner, the petitioner may be allowed to continue till the representation is decided. It is made clear that if the petitioner has already been relieved or other person has also joined in place of the petitioner, this order will not entitle the petitioner to rejoin at the earlier place of posting. With the aforesaid observation, this petition stands disposed of. Sd/- Fakhruddin Judge	

Gr. PRJ—FS/350—12/2000—50,000.

Pathak/-